

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN**

**In re Karen Johnson-
Kamwanga,
Debtor**

**Chapter 13
Hon. G. Michael Halfenger
Case No. 14-34211-gmh**

NOTICE OF DEBTOR'S MOTION TO VACATE ORDER DISMISSING CASE

Karen Johnson-Kamwanga has filed papers with the Court to vacate the order dismissing her chapter 13 bankruptcy proceeding.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the Court to dismiss the case, or you want your views on the motion heard, then you or your attorney must file a response to this motion with 21 days of this Notice, at

Janet Medlock, Clerk of Court
Room 126, U.S. Courthouse
517 East Wisconsin Avenue
Milwaukee, WI 53202-4581

If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before the date stated above. You must also mail a copy to:

David P. Leibowitz
53 W. Jackson, Suite 1610
Chicago, IL 60604

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

/s/ David P. Leibowitz 02/17/2016
Attorney for the Debtor

David P. Leibowitz
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MOTION TO VACATE THE ORDER DISMISSING CASE

Now Comes Debtor Karen Johnson-Kamwanga (“Debtor”), by and through her attorneys, Lakelaw, and in support of her Motion to Vacate the Order Dismissing his Case states as follows:

1. Debtor filed her Chapter 13 case on November 24, 2014.
2. Debtor’s case was dismissed on December 23, 2015, attendant to a Trustee’s motion to dismiss for failure to make payments.
3. Bankruptcy Rule 9024, which incorporates Federal Rule of Civil Procedure 60(b), governs reconsideration of dismissal orders. *In re Dorff*, 12-30825-svk (Oct. 16, 2012).
4. Pursuant to FRCP 60(b)(6), the Court may relieve a party from a final judgment, order, or proceeding for “any [...] reason that justifies relief.”
5. In the instant case, the Debtor seeks to spare the expense and burden of refiling a new bankruptcy petition – though the Debtor believes she would be able to have the automatic stay extended – and it would be an unnecessary multiplying of efforts and expense.
6. The Trustee holds in excess of \$4,000 available to pay to creditors, that would otherwise be refundable to the Debtor in the event that the dismissal order is not vacated.
7. The Debtor is prepared to pay the Trustee payments relating to the months of January, 2016, and February, 2016, and the Debtor can defer her remaining default and would still be able to complete her plan within 60 months.

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8. The Debtor would consent to entry of a payroll deduction order to make her plan payments going forward.
9. The Debtor has already provided the Trustee her 2014 state and federal tax returns, as cited in the Trustee's motion to dismiss, and the Debtor would be prepared to do the same for her 2015 state and federal tax returns.

WHEREFORE, Karen Johnson-Kamwanga respectfully requests this Court enter an order vacating the order dismissing her case.

Respectfully Submitted,

By: ____/s/ David P. Leibowitz_____

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CERTIFICATE OF SERVICE

The undersigned, an attorney, swears that he did serve a true and accurate copy of the Debtor's Motion to Vacate Order Dismissing Case on the date below as follows:

- The Chapter 13 Trustee Mary Grossman and the Office of the United States Trustee were served by CM/ECF electronic notice.

The following were served a copy by US Mail, First Class, proper postage affixed, from Chicago, IL, on the same date: See list on following pages.kam

Dated February 17, 2016 at Chicago, Wisconsin

By: ____/s/ David P. Leibowitz_____

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	AmeriCredit Financial Services, Inc., d/b/a Galanis, Pollack, Jacobs & Johnson, SC c/o Aaron J. Bernstein 839 N. Jefferson Street Suite 200 Milwaukee, WI 53202-3733	Hyundai Motor Finance c/o Galanis, Pollack, Jacobs & Johnson Atty. Aaron J. Bernstein 839 N. Jefferson Street, Ste 200 Milwaukee, WI 53202-3733
Wells Fargo Bank, N.A. c/o Gray & Associates, LLP 16345 W Glendale Dr New Berlin, WI 53151-2841	ARS Portfolio Services 6400 Main Street Amherst, NY 14221-5858	AT&T PO Box 5014 Carol Stream, IL 60197-5014
American InfoSource LP as agent for Midland Funding LLC PO Box 268941 Oklahoma City, OK 73126-8941	CERASTES, LLC C O WEINSTEIN, PINSON, AND RILEY, PS 2001 WESTERN AVENUE, STE 400 SEATTLE, WA 98121-3132	CHRYSLER CAPITAL 8585 STEMMONS FRWY STE # 1100 DALLAS, TX 75247-3836
CNU of Wisconsin LLC 200 W Jackson Blvd, Ste. 2400 Chicago, IL 60606-6941	Chrysler Capital P.O. Box 961279 Fort Worth, TX 76161-0279	Enhanced Acquisitions LLC 3840 E Robinson Rd Ste 353 Buffalo, NY 14228-2001
Franklin Collection Service Inc. 2978 West Jackson Street P.O. Box 3910 Tupelo, MS 38803-3910	Hyundai Capital America DBA Hyundai Motor Fi PO Box 20809 Fountain Valley, CA 92728-0809	Hyundai Motor Finance PO Box 20809 Fountain Valley, CA 92728-0809
Hyundai Motor Finance PO Box 20829 Fountain Valley, CA 92728-0829	Insulation Technologies Inc. 321 N 25th St. Milwaukee, WI 53233-2501	Internal Revenue Service PO Box 7346 Philadelphia, PA 19101-7346
Kahuna Payment Solutions, LLC 1602 Tullamore Avenue Bloomington, IL 61704-9624	Kohn Law Firm 735 N. Water St. Ste. 1300 Milwaukee, WI 53202-4106	Liberty Mutual Insurance Attn: RPC PO Box 8400 Dover, NH 03821-8400
MNE Services Inc. dba United Cash Loans 3531 P Street NW Miami, OK 74354-1904	Midland Funding LLC 8875 Aero Drive Ste. 200 San Diego, CA 92123-2255	Office of the U. S. Trustee 517 East Wisconsin Ave. Room 430 Milwaukee, WI 53202-4510
Santander Consumer USA Inc, an illinois corporation d/b/a Chrysler Capital 8585 N Stemmons Fwy Ste 1100-N Dallas, TX 75247-3822	Sterling Atlantic Law Group 1900 Campus Commons Dr, Ste. 520 Reston, VA 20191-1559	Synchrony Bank Attn: Bankruptcy Dept. PO Box 965060 Orlando, FL 32896-5060
Transworld Systems 6425 Odana Rd Madison, WI 53719-1127	Transworld Systems PO Box 15520 Wilmington, DE 19850-5520	US Dept. of Education/GLELSI 2401 International PO Box 7859 Madison, WI 53707-7859

United States Department of Education
Claims Filing Unit
P O Box 8973
Madison, WI 53708-8973

Wells Fargo Bank N.A.
c/o Wells Fargo Home Mortgage
Attn: Bankruptcy Dept MAC #D3347-01
3476 Stateview BLVD
Fort Mill, SC 29715-7203

Wells Fargo Home Mortgage
PO Box 10335
Des Moines, IA 50306-0335

Wisconsin Bell, Inc
%AT&T Services, Inc
Karen A Cavagnaro - Lead Paralegal
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